## DEPARTMENT OF HEALTH SERVICES

714/744 P STREET SACRAMENTO, CA 95814 916) 445-1912



January 8, 1987

Letter No.: 87-2

TO: All County Welfare Directors

All County Administrative Officers

SUBJECT: BALL V. SWOAP PENALTY PAYMENTS

## Background

This is to inform you that on June 23, 1986, a stipulation and order was issued in the <u>Ball</u> v. <u>Swoap</u> lawsuit. This court order imposes specified penalties where Medi-Cal final hearing decisions are not issued within 90 days from the date of request for a hearing. Beneficiaries whose state appeals are granted, wholly or in part, and whose decisions are not timely, shall be entitled to penalty payments of \$100 for each month of delay. Penalties will commence October 1, 1986. The payments made pursuant to this court order shall not be considered income or property by any public social service program. To make sure that <u>Ball</u> payments are exempt for Medi-Cal purposes, beneficiaries will be instructed to list them on the Medi-Cal Status Report form (MC 176S) as income in the month received; eligibility workers should disregard the payments as income or, after the month of receipt, as property.

## Notices

- 1. DHS will send an "Important Notice" (attachment 1) to the last known address of all class members informing them of their forthcoming check.
- 2. DHS will send another notice (attachment 2) with each check, reiterating the purpose of the payment.

All County Welfare Directors All County Administrative Officers Page 2

If you have any questions, please contact RaNae Dunne at ATSS 8-454-4955 or (916) 324-4955.

Sincerely,

Original signed by

Frank S. Martucci, Chief Medi-Cal Eligibility Branch

## Attachments

cc: Medi-Cal Liaisons

Medi-Cal Program Consultants

Expiration Date: January 1, 1988

	•		
<del></del>			
	 IMPORTANT NO	PTCE	-
	-		
			T T
COURT ORDER, Y	FORM YOU THAT UNDER THE YOU WILL RECEIVE A CASH ION WAS NOT ISSUED ON T	PAYMENT BECAUSE	
YOU WILL RECEICONTROLLER.	EVE A CHECK IN THE AMOU	NT OF \$ F	ROM THE STATE
MEDI-CAL PROGF AMOUNT OF THE REPORT FORM (M THAT THE PAYME	VILL NOT BE COUNTED AS RAM PURPOSES. HOWEVER, PAYMENT MUST BE REPORTED TO SERVICE PAYMENT OF COST, IF ANY, MAY BE	PLEASE REMEMBER ED ON YOUR MEDI- BER TO WRITE ON , OR YOUR MEDI-C	THAT THE CAL STATUS THE MC 176S AL ELIGIBIL-
	Y QUESTIONS ABOUT THIS AND RESPONSE UNIT AT 300-952-8349.		
	'EXAMPLE		
•	(MC 176S	)	
TB. ELIGIBILITY STATUS IN	UEO DASA TION	•	
	ey or benefits Yes No		
UNEMPLOYMENT INSURAN SOCIAL SECURITY/RAILRO	d who received it. Income includes NCE/DISABILITY INSURANCE, work DAD RETIREMENT, supplemental sections, others), free housing/utilities/foot receive.	er's compensation, strike burity income (SSI), pension	penefits, training incentive (Clons, business, farm, rental; C
			<del></del>
ATTACH A COPY OF YOUR	PAY STUBS SO THAT YOU ARE ALLO	WED ALL APPROPRIATE	WORK DEDUCTIONS.
Who Received Income,	Type of Income, Money or	WED ALL APPROPRIATE  Amount	Dates
			· f
Who Received Income, Money, or Benefits	Type of Income, Money or Benefits (see list above)	Amount	Dates Received
Who Received Income, Money, or Benefits	Type of Income, Money or Benefits (see list above)	Amount	Dates Received
Who Received Income, Money, or Benefits	Type of Income, Money or Benefits (see list above)	Amount	Dates Received
Who Received Income, Money, or Benefits	Type of Income, Money or Benefits (see list above)	Amount	Dates Received
Who Received Income, Money, or Benefits	Type of Income, Money or Benefits (see list above)	Amount	Dates Received

$\overline{}$	PMT	יאימים	MOT	ADVICE	
ĸ	LILL	TIA	NLIF.	ADVICE	

CLAIMANT	NAME:	
CLAIMANT	CASE	#:

ATTACHED IS A CASH PAYMENT MADE TO YOU UNDER THE PROVISIONS OF THE BALL V. SWOAP COURT ORDER. THE DEPARTMENT OF HEALTH SERVICES RECENTLY SENT YOU AN IMPORTANT NOTICE INFORMING YOU OF THIS PAYMENT. IF YOU HAVE ANY QUESTIONS, PLEASE REFER TO THAT NOTICE.

THIS PAYMENT WILL NOT BE COUNTED AS EITHER INCOME OR PROPERTY FOR MEDI-CAL PROGRAM PURPOSES. HOWEVER, PLEASE REMEMBER THAT THE AMOUNT OF THE PAYMENT MUST BE REPORTED ON YOUR MEDI-CAL STATUS REPORT FORM (MC 1765) AS A "BALL PAYMENT".